

validating the tax levied in payment of such bonds, and authorizing and directing the commissioners' court of Uvalde County to levy, assess and collect annually a general ad valorem tax upon all taxable property in said Uvalde County Road District Number One, sufficient to pay the interest on said bonds and the principal thereof at maturity; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WOODWARD, Chairman.

Committee Room,
Austin, Texas, March 10, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 242, A bill to be entitled "An Act providing for a rural school supervisor in certain counties in lieu of teachers' institutes; prescribing the duties of said supervisor; providing for visits of schools of the county and work in co-operation with teachers; prescribing the salary of said supervisor, and how it shall be paid; providing other things incidental to said purpose; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

NEAL, Chairman.

Committee Room,
Austin, Texas, March 10, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 524, A bill to be entitled "An Act appropriating the sum of two hundred thousand dollars (\$200,000.00), or so much thereof as may be necessary, payable out of the General Revenue and not otherwise appropriated, to pay the per diem of members, and to pay the salaries and per diem of officers and employees of the Forty-second Legislature of the State of Texas; and declaring an emergency."

Have had the same under consideration, and I am instructed to report

it back to the Senate with the recommendation that it do pass and be not printed.

BECK, Chairman.

Committee Room,
Austin, Texas, March 10, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 525, A bill to be entitled "An Act making an appropriation of the sum of fifty thousand dollars (\$50,000.00), or as much thereof as may be necessary, out of the General Revenue of the State of Texas, to pay the contingent expenses of the Regular Session of the Forty-second Legislature of the State of Texas, providing how accounts may be approved; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

BECK, Chairman.

FORTIETH DAY.

Senate Chamber,
Austin, Texas,
March 11, 1931.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Edgar E. Witt.

The roll was called, a quorum being present, the following Senators answering to their names:

Beck.	Parr.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Poape.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Small.
Hornsby.	Stevenson.
Loy.	Thomason.
Martin.	Williamson.
Moore.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.

Absent-Excused.

DeBerry.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Woodward.

Petitions and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

Bills and Resolutions.

By an affirmative vote of four-fifths of the membership of the Senate, the constitutional rule relating to the introduction of bills during the last 90 days of the session was suspended and consent was granted to introduce the following bill:

By Senator Neal:

S. B. No. 526, A bill to be entitled "An Act appropriating One Thousand (\$1000.00) Dollars to be offered as prizes under rules and regulations promulgated by the Texas Library and Historical Commission for the best, second best and third best life of Jane Long, the Mother of Texas; and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Russek:

S. B. No. 527, A bill to be entitled "An Act to create the One Hundred and Twenty-third Judicial District of Texas and to designate the counties constituting said district, and fixing the time for holding court therein; re-organizing the Twenty-second Judicial District of Texas and designating the counties constituting said district and fixing the time for holding court in the various counties of said district; providing that the present judge of said Twenty-second Judicial District of Texas shall be the judge of the One Hundred and Twenty-third Judicial District of Texas and that the present District Attorney of the said Twenty-second Judicial District of Texas shall be the district attorney of the One Hundredth and Twenty-third Judicial District of Texas until the next general election and until their respective successors shall have been elected and qualified, etc.; and declaring an emergency."

Read first time and referred to Committee on Judicial Districts.

By Senator Purl:

S. B. No. 528, A bill to be entitled "An Act amending Article 827 of the Penal Code of the State of Texas, revised Criminal Statutes of 1925, so as to require street railways and motor buses in cities of not less than 40,000 inhabitants to carry all school children for one-half the fare regularly collected for the transportation of adults, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senators Moore, Loy:

S. B. No. 529, A bill to be entitled "An Act making an appropriation out of the general revenue of the State of Texas, not otherwise appropriated, to reimburse the counties comprising the Ninth and Tenth Senatorial Districts for moneys expended prior to the year 1929 in the eradication and extermination of cattle ticks, etc., and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Moore by request:

S. B. No. 530, A bill to be entitled "An Act to amend Article 5704, Revised Civil Statutes of Texas, 1925, and adding Article 5704-A & B; providing that no person or persons shall engage in the business as public weigher in any county or subdivision thereof where there is a duly elected or appointed public weigher; providing penalties for violation of same and providing an emergency."

Read first time and referred to Committee on State Affairs.

By Senators Woodward and Purl:

S. B. No. 531, A bill to be entitled "An Act to amend Section 56 of S. B. No. 111, Chapter 61, Acts of the Second Called Session of the 41st Legislature of the State of Texas, providing the method by which building and loan associations of this State may dissolve the corporation and liquidate the affairs of the association; providing when and how the corporation may dissolve and liquidate its affairs; providing for the duties of the officers and directors of the association after the stockholders vote to liquidate; providing for the status of the association after the

Banking Commission of Texas has approved the resolve to dissolve; providing for the liquidation of the affairs of the association and the distribution of its assets; providing for the duties of the Banking Commissioner in connection therewith; and declaring an emergency."

Read first time and referred to Committee on Banks and Banking.

By Senator Oneal:

S. B. No. 532, A bill to be entitled "An Act to fix the maximum rate of tax to be levied for school purposes in all independent school districts which include within their limits a city which had more than forty thousand population and fewer than one hundred thousand population, according to the Federal census of 1930, whether under general or special law, repealing all laws in conflict herewith, both general and special, and providing further that this Act shall not affect any such independent school district which at this time may have a larger authorized rate of taxation, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

Senator Excused.

Senator DeBerry was excused for the day on account of illness, on motion of Senator Beck.

Simple Resolution No. 74.

Senator Woodul sent up the following resolution:

Whereas, Captain Frank Hawks, a resident of Houston, Texas, is now in the State, and,

Whereas, The said Captain Frank Hawks is the holder of many world records in aviation, including a transcontinental record, and,

Whereas, The said Captain Frank Hawks is devoting his time entirely to the promotion of the aying industry, which is essential both to the commerce of this country and to its national defense; now, therefore, be it

Resolved, by the Senate of Texas, That the said Captain Frank Hawks be invited to address the Senate at some convenient time in the future.

Woodul, Patton, Cousins, Hopkins, Stevenson, Holbrook, Pollard.

Read and adopted.

Message From the Governor.

The Chair recognized the Door-keeper, who introduced a messenger from the Governor with the following message:

Executive Office.

Austin, Texas, March 10, 1931.

To the Forty-second Legislature:

I understand that there are at this time pending for consideration, approximately thirteen (13) bills which propose to create that number of additional district courts for Texas; that there are approximately one hundred and twenty (120) such district courts now in actual existence; that it is also a fact that the State has not been judicially redistricted by the Legislature, in so far as concerns district courts, for a very great length of time, if ever; and by virtue of this last condition there has been brought about an unequal distribution of the work demanded of the various district judges in this State. This is at once apparent when, by a check of the population of the various districts, which shows the same to vary from a population of 17,000 to 107,000 per district. Such a condition is bound to result in a disorganized and inefficient judicial system, in needless expenditure of money, delay in the trial of causes by virtue of congestion of the dockets in some courts, and general dissatisfaction on the part of the citizenship.

In view of these facts and information, it seems that it would be desirable, from an economic standpoint, for the Legislature to seriously consider redistricting the State, with the view of more equally distributing the work of the various district judges, and thereby probably making it unnecessary to create any additional district courts. And it is therefore respectfully suggested that both time and money might be saved if the creation of additional district courts be held up until the matter of redistricting the State for district court purposes has been given thorough study and consideration by the Legislature.

I recognize that the responsibility for these matters rests exclusively upon the Legislature, and this suggestion is only made in view of the enormous amount of work at this time pending before the Legislature, and the possibility of the conditions

hereinbefore set out being overlooked.

Respectfully submitted,
R. S. STERLING,
Governor.

Read and referred to Committee on Judicial Districts.

Motion for Caucus.

On motion of Senator Woodward, the Senate voted to go into caucus at 9 o'clock, Thursday morning.

House Bill No. 615.

The Chair laid before the Senate, by unanimous consent, the following bill:

Mr. Mr. Pope:

H. B. No. 615, A bill to be entitled "An Act to empower cities having a population of not less than 27,000 nor more than 28,000 inhabitants, as shown by the last Federal census and operating under a special charter originally granted by the Legislature of the State of Texas and which shall own and operate their light systems or water systems or sewer systems or gas systems or either one or more of said systems to encumber any one of more of said systems, the incomes thereof and everything pertaining thereto or any part thereof, and by the terms of such incumbrance to grant to the purchaser under any sale or foreclosure under such incumbrance a franchise to operate said encumbered system or systems for not over twenty years after such purchase, etc., and declaring an emergency."

The rule requiring committee reports to lie over 24 hours was suspended by a two-thirds vote.

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 615 was put on its third reading and final passage by the following vote:

Yeas—30.

Beck.	Hardin.
Berkeley.	Holbrook.
Cousins.	Hopkins.
Cunningham.	Hornsby.
Gainer.	Loy.
Greer.	Martin.

Moore.	Rawlings.
Neal.	Russek.
Oneal.	Small.
Parr.	Stevenson.
Parrish.	Thomason.
Patton.	Williamson.
Poage.	Woodruff.
Pollard.	Woodul.
Purl.	Woodward.

Absent-Excused.

DeBerry.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Parr.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Small.
Hornsby.	Stevenson.
Loy.	Thomason.
Martin.	Williamson.
Moore.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.

Absent-Excused.

DeBerry.

Simple Resolution No. 75.

Senator Williamson sent up the following resolution:

Whereas, On March 10th death terminated the career of Senor Don Enrique Santibanez, Consul General of Mexico; and,

Whereas, The usually pleasant and amicable relations that now exist between the sister republics of the United States and of Mexico have been advanced by the constant friendly efforts of Senor Santibanez; now, therefore, be it

Resolved, That the Senate of the State of Texas does deplore the untimely death of this distinguished citizen and statesman of the Southern Republic, and hereby extends its sympathy to the Government of Mexico in the loss that they have sustained; and be it further

Resolved, That, as an appreciation of the distinguished services to the cause of international good will rendered by Senor Santibanez that

a copy of this resolution be forwarded to the President of the Republic of Mexico and that an additional copy be sent to the President for presentation to the family of the deceased Consul General; and that a copy of this resolution be inscribed in the Journal of the Senate.

WILLIAMSON.

Read and adopted.

Simple Resolution No. 76.

Senator Parrish sent up the following resolution:

Whereas, on the afternoon of Wednesday, March 11, 1931, beginning at 3:15 P. M., there is to be an annual Baseball Game between Uncle Billy Disch's University of Texas Longhorns and John J. McGraw's New York Giants, said game to be on Clark Field in Austin, Texas; and

Whereas, it is the extreme delight of every American youth to see such a worthwhile exhibition of our national sport; Now Therefore, be it

Resolved by the Senate of the State of Texas:

That all Senate Pages be excused at 2:30 P. M., on March 11th, for the purpose of attending said Longhorn-Giant game, and that they be under the chaperonage of the boy-loving sport-follower, Uncle J. T. "Tom" McLendon, Assistant Sergeant-at-Arms of the Senate.

PARRISH.

Read and adopted.

Messages from the House.

The Chair recognized the Door-keeper, who introduced a messenger from the House with the following messages:

Hall of the House of Representatives,
Austin, Texas, March 11, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has adopted the following resolution:

H. C. R. No. 26, with reference to a committee to investigate to advisability of removing the Austin State Hospital.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 11, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House

to inform the Senate that the House has refused to concur in Senate Amendments to House Bill No. 703 and requests the appointment of a conference committee to adjust the differences between the two Houses. The following are appointed on the part of the House.

Young, Gilbert, Hubbard, Satterwhite and Scott.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 11, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has granted the request of the Senate for the appointment of a conference committee on S. B. No. 13. The following are conferees on the part of the House:

Hughes, Holder, Keller, Coombes and Patterson.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 11, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 124, A bill to be entitled "An Act to confirm and validate the sale by the State, acting through the Board of Regents of the University of Texas of certain University lands situated in Lamar county, Texas, reserving to the State the minerals in said lands, and creating an emergency."

H. B. No. 225, A bill to be entitled "An Act amending Article 689, Chapter 7, Title 11, Revised Criminal Statutes of Texas, 1925, relating to the penalty for the sale, transportation, manufacturing, possessing, etc., of intoxicating liquor, by repealing that provision of said article denying the benefits of the suspended sentence law to persons over the age of 25 years."

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

H. C. R. No. 29.

The Chair laid before the Senate:
H. C. R. No. 29, relating to having

State printing done in the State prison.

The resolution was read.

Senator Rawlings moved to recommit the resolution to the Committee on Public Printing.

Senator Purl raised the point of order that the resolution sought to appropriate money from the State Treasurer and that an appropriation could not be made by resolution.

The Chair, Lieutenant Governor Edgar E. Witt, overruled the point of order on the ground that the resolution did not attempt to appropriate money.

Senator Moore raised the point of order that a motion to recommit did not permit a discussion of the merits of the resolution.

The Chair overruled the point of order.

The motion to recommit prevailed.

Free Conference Committee Appointed.

The Chair announced the appointment of the following Free Conference Committee on H. B. No. 703:

Senators Neal, Greer, Parrish, Woodruff, and Hardin.

Simple Resolution No. 79.

Senator Woodul sent up the following resolution:

Whereas, Mrs. R. S. Sterling is within the Senate Chamber.

Therefore Be It Resolved that she be invited to address the Senate and accorded the privileges of the floor.

WOODUL,
POLLARD,
COUSINS.

Read and adopted.

Mrs. Sterling Speaks.

The Chair appointed Senators Woodul, Pollard, Cousins and Neal to escort Mrs. Sterling to the platform.

The Chair introduced Senator Woodul, who introduced Mrs. Sterling. Mrs. Sterling briefly addressed the Senate.

House Bill No. 530.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Reader, Mr. Dwyer and Mr. Mehl:

H. B. No. 530, A bill to be entitled

"An Act to fix the maximum amount of bonds which may be issued by and to fix the maximum rate of tax to be levied for school purposes in all independent school districts having a population of more than 200,000 and less than 250,000, according to the Federal census of 1930 or any subsequent legally authorized census, whether under general or special law; repealing all laws in conflict herewith, both general and special, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Williamson the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 530 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Parr.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Small.
Hornsby.	Stevenson.
Loy.	Thomason.
Martin.	Williamson.
Moore.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.

Absent-Excused.

DeBerry.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Parr.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Small.
Hornsby.	Stevenson.
Loy.	Thomason.
Martin.	Williamson.
Moore.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.

Absent-Excused.

DeBerry.

Bills and Resolutions Signed.

The Chair, Lieutenant Governor Edgar E. Witt, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills and resolutions:

S. B. No. 9. H. C. R. No. 37.
H. B. No. 181 H. C. R. No. 27.

House Bill No. 317.

The Chair laid before the Senate on its second reading the following bill.

H. B. No. 317, A bill to be entitled "An Act repealing Chapter 46 of the General Laws of the Second Called Session of the Forty-first Legislature, being S. B. No. 31, relating to the appointment of a receiver for incorporated cities and towns which had defaulted in the payment of bonds or other obligations, lawfully issued, and prescribing the duties and powers of such receiver."

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Cunningham the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 317 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Parr.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Holbrook.	Russek.
Hopkins.	Small.
Hornsby.	Stevenson.
Loy.	Thomason.
Martin.	Williamson.
Moore.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.

Absent-Excused.

DeBerry.

Read third time and finally passed by the following vote:

Yeas—23.

Beck.	Oneal.
Berkeley.	Parr.
Cunningham.	Parrish.
Gainer.	Patton.
Greer.	Pollard.
Holbrook.	Purl.
Hopkins.	Rawlings.
Hornsby.	Stevenson.
Loy.	Thomason.
Martin.	Woodruff.
Moore.	Woodward.
Neal.	

Nays—1.

Woodul.

Present—Not Voting.

Cousins.

Absent.

Hardin.	Small.
Poage.	Williamson.
Russek.	

Absent-Excused.

DeBerry.

Senator Excused.

On motion of Senator Moore, Senator Hardin was excused for the day on account of illness.

House Bill No. 94

The Chair laid before the Senate on its second reading the following bill:

By Mr. DeWolfe:

H. B. No. 94, A bill to be entitled "An Act to fix the salary of the county superintendent of public instruction and the county board of school trustees in each county in Texas having a population of not less than 18,425 nor not more than 18,435, according to the Federal census of 1930; providing for office expenses; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Woodward the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 94 was put on its third reading and final passage, by the following vote:

Yeas—23.

Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
Gainer.	Purl.
Greer.	Rawlings.
Holbrook.	Russek.
Hopkins.	Stevenson.
Loy.	Thomason.
Martin.	Williamson.
Moore.	Woodul.
Neal.	Woodward.
Oneal.	

Nays—1.

Hornsby.

Absent.

Beck.	Small.
Poage.	Woodruff.
Pollard.	

Absent-Excused.

DeBerry. Hardin.

Read third time and finally passed
by the following vote:

Yeas—17.

Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
Gainer.	Rawlings.
Holbrook.	Stevenson.
Hopkins.	Thomason.
Martin.	Woodul.
Moore.	Woodward.
Neal.	

Nays—6.

Hornsby.	Poage.
Loy.	Pollard.
Oneal.	Purl.

Absent.

Beck.	Small.
Greer.	Williamson.
Russek.	Woodruff.

Absent-Excused.

DeBerry. Hardin.

House Bill No. 242.

The Chair laid before the Senate
on its second reading the following
bill:

By Mr. Alsup:

H. B. No. 242, A bill to be entitled
"An Act providing for rural school
supervisors in certain counties in lieu
of teachers institutes; prescribing

the duties of said supervisor; provid-
ing for visits of schools of the county
and work in co-operation with teach-
ers; prescribing the salary of said
supervisor and how it shall be paid;
providing other things incidental to
said purpose, and declaring an emer-
gency."

The committee report was adopted.

The bill was read second time and
passed to third reading.

On motion of Senator Neal the
constitutional rule requiring bills to
be read on three several days was
suspended and H. B. No. 242 was put
on its third reading and final pas-
sage, by the following vote:

Yeas—29.

Beck.	Parrish.
Berkeley.	Patton.
Cousins.	Poage.
Cunningham.	Pollard.
Gainer.	Purl.
Greer.	Rawlings.
Holbrook.	Russek.
Hopkins.	Small.
Hornsby.	Stevenson.
Loy.	Thomason.
Martin.	Williamson.
Moore.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.
Parr.	

Absent-Excused.

DeBerry. Hardin.

Read third time and finally passed
by the following vote:

Yeas—24.

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
Gainer.	Poage.
Greer.	Pollard.
Holbrook.	Purl.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Woodruff.
Martin.	Woodul.
Neal.	Woodward.

Nays—1.

Moore.

Absent-Excused.

DeBerry.	Russek.
Hardin.	Small.
Rawlings.	Williamson.

House Bills Referred.

H. B. No. 124, referred to Committee on Public Lands and Land Office.

H. B. No. 225, referred to Committee on Criminal Jurisprudence.

H. C. R. No. 26, referred to Committee on Finance.

House Bill No. 448.

The Chair laid before the Senate on its second reading the following bill:

H. B. No. 448, A bill to be entitled "An Act creating a special road law for Henderson County, Texas, requiring surety bonds of road overseers, containing provision that said county may fund the legal indebtedness outstanding against its road and bridge fund as of January 1, 1929, setting forth the method of said operation, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Greer the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 448 was put on its third reading and final passage, by the following vote:

Yeas—29.

Beck.	Parrish.
Berkeley.	Patton.
Cousins.	Poage.
Cunningham.	Pollard.
Gainer.	Purl.
Greer.	Rawlings.
Holbrook.	Russek.
Hopkins.	Small.
Hornsby.	Stevenson.
Loy.	Thomason.
Martin.	Williamson.
Moore.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.
Parr.	

Absent-Excused.

DeBerry. Hardin.

Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Greer.
Berkeley.	Holbrook.
Cousins.	Hopkins.
Cunningham.	Hornsby.
Gainer.	Loy.

Martin.
Moore.
Neal.
Oneal.
Parr.
Farrish.
Patton.
Poage.
Pollard.
Purl.

Rawlings.
Russek.
Small.
Stevenson.
Thomason.
Williamson.
Woodruff.
Woodul.
Woodward.

Absent-Excused.

DeBerry. Hardin.

House Bill No. 647.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Johnson of Dimmit:

H. B. No. 647, A bill to be entitled "An Act ratifying and validating an election heretofore held in and throughout Road District No. 1 of Uvalde County, Texas, upon the question of authorizing the issuance of \$175,000 Uvalde County Road District No. 1, road bonds, series two, and levying a tax in payment thereof, etc., and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Berkeley the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 647 was put on its third reading and final passage, by the following vote:

Yeas—29.

Beck.	Parrish.
Berkeley.	Patton.
Cousins.	Poage.
Cunningham.	Pollard.
Gainer.	Purl.
Greer.	Rawlings.
Holbrook.	Russek.
Hopkins.	Small.
Hornsby.	Stevenson.
Loy.	Thomason.
Martin.	Williamson.
Moore.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.
Parr.	

Absent-Excused.

DeBerry. Hardin.

Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Parrish.
Berkeley.	Patton.
Cousins.	Poage.
Cunningham.	Pollard.
Gainer.	Purl.
Greer.	Rawlings.
Holbrook.	Russek.
Hopkins.	Small.
Hornsby.	Stevenson.
Loy.	Thomason.
Martin.	Williamson.
Moore.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.
Parr.	

Absent-Excused.

DeBerry.	Hardin.
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House Bill No. 657.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Wyatt:

H. B. No. 657, A bill to be entitled "An Act to repeal Chapter 69, Acts Forty-first Legislature, First Called Session, page 182, relating to Hood County special road law, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Martin, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 657 was put on its third reading and final passage by the following vote:

Yeas—29.

Beck.	Parrish.
Berkeley.	Patton.
Cousins.	Poage.
Cunningham.	Pollard.
Gainer.	Purl.
Greer.	Rawlings.
Holbrook.	Russek.
Hopkins.	Small.
Hornsby.	Stevenson.
Loy.	Thomason.
Martin.	Williamson.
Moore.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.
Parr.	

Absent-Excused.

DeBerry.	Hardin.
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Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Parrish.
Berkeley.	Patton.
Cousins.	Poage.
Cunningham.	Pollard.
Gainer.	Purl.
Greer.	Rawlings.
Holbrook.	Russek.
Hopkins.	Small.
Hornsby.	Stevenson.
Loy.	Thomason.
Martin.	Williamson.
Moore.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.
Parr.	

Absent-Excused.

DeBerry.	Hardin.
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House Bill No. 712.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Olsen:

H. B. No. 712, A bill to be entitled "An Act to exempt male persons residing in Lavaca County, Texas, and not within the corporate limits of any incorporated city, town, or village, from road duty, and in lieu thereof requiring them to pay to the county tax collector of said county the sum of three dollars (\$3.00) annually, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Stevenson, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 712 was put on its third reading and final passage by the following vote:

Yeas—29.

Beck.	Neal.
Berkeley.	Oneal.
Cousins.	Parr.
Cunningham.	Parrish.
Gainer.	Patton.
Greer.	Poage.
Holbrook.	Pollard.
Hopkins.	Purl.
Hornsby.	Rawlings.
Loy.	Russek.
Martin.	Small.
Moore.	Stevenson.

Thomason. Woodul.
Williamson. Woodward.
Woodruff.

Absent-Excused.

DeBerry. Hardin.

Read third time and finally passed
by the following vote:

Yeas—29.

Beck. Parrish.
Berkeley. Patton.
Cousins. Poage.
Cunningham. Pollard.
Gainer. Purl.
Greer. Rawlings.
Holbrook. Russek.
Hopkins. Small.
Hornsby. Stevenson.
Loy. Thomason.
Martin. Williamson.
Moore. Woodruff.
Neal. Woodul.
Oneal. Woodward.
Parr.

Absent-Excused.

DeBerry. Hardin.

Senate Concurrent Resolution No. 21.

Senator Loy sent up the following
resolution:

Be It Resolved by the Senate, the
House concurring therein, that:

We hereby cordially invite the
Honorable Cordell Hull, who has
served many years with ability and
distinction as a Democratic member
of the National House of Represent-
atives; and who was the able and
efficient Chairman of the Democratic
National Committee during the
period covering the Congressional
elections of 1922, when, under his
leadership, nearly a hundred Repub-
lican Congressmen and Senators
were replaced by Democrats; and
who last year was over-whelmingly
elected U. S. Senator by the people
of Tennessee, the State which gave
Sam Houston to Texas, to address
the Texas Legislature during its
present session at such time as he
may find convenient; and

That the President of the Senate
and the Speaker of the House of
Representatives be requested to
jointly extend such invitation by
telegraph.

Loy, Moore, Pollard, Patton, Neal,
Holbrook, Purl, Woodward, Greer,

Parr, Parrish, Berkeley, Rawlings,
Gainer, Woodruff, Oneal, Stevenson,
Woodul.

Read and adopted.

House Bill No. 656.

The Chair laid before the Senate
on its second reading the following
bill:

By Mr. Bryant:

H. B. N. 656, A bill to be entitled
"An Act to repeal an Act of the
Thirty-third Legislature, First Called
Session, 1913, being Senate Bill No.
22, creating a road system for Hall
County."

The committee report was adopted.

Read second time.

Senator Parrish sent up the fol-
lowing amendment:

Amend H. B. No. 656 as follows:

Add to the caption the following:
"and declaring an emergency."

Add another section to be known
as Section 2, which shall read as
follows:

Sec. 2. The fact that the law as
passed by the Thirty-third Legisla-
ture of Texas, First Called Session,
1918, as found in S. B. No. 22, is
inadequate as effecting the road sys-
tem for Hall County, creates an
emergency and an imperative public
necessity requiring the suspension of
the constitutional rule requiring
bills to be read on three several
days in each House and the same is
hereby suspended and that this Act
shall take effect and be in force
from and after its passage, and it is
so enacted.

PARRISH.

Read and adopted.

The bill passed to third reading.

On motion of Senator Parrish, the
constitutional rule requiring bills to
be read on three several days was
suspended and H. B. No. 656 was
put on its third reading and final
passage by the following vote:

Yeas—29.

Beck. Loy.
Berkeley. Martin.
Cousins. Moore.
Cunningham. Neal.
Gainer. Oneal.
Greer. Parr.
Holbrook. Parrish.
Hopkins. Patton.
Hornsby. Poage.

Pollard.
Purl.
Rawlings.
Russek.
Small.
Stevenson.

Thomason.
Williamson.
Woodruff.
Woodul.
Woodward.

Absent-Excused.

DeBerry. Hardin.

Read third time and finally passed
by the following vote:

Yeas—29.

Beck.	Parrish.
Berkeley.	Patton.
Cousins.	Poape.
Cunningham.	Pollard.
Galner.	Purl.
Greer.	Rawlings.
Holbrook.	Russek.
Hopkins.	Small.
Hornsby.	Stevenson.
Loy.	Thomason.
Martin.	Williamson.
Moore.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.
Parr.	

Absent-Excused.

DeBerry. Hardin.

Senate Bill No. 173.

The Chair laid before the Senate
as pending business the following
bill:

By Senators Holbrook, Williamson:
S. B. No. 173, A bill to be entitled
"An Act to provide an old age re-
lief system for resident citizens over
the age of seventy years, providing
for the administration of the system
through the county commissioners'
courts of the various counties in the
State and permitting the payment
of the old age relief and the expense
of the administration from the gen-
eral revenue of the county of which
the applicant is a resident."

Senator Parrish sent up the follow-
ing amendment:

Amend S. B. No. 173 by adding
at the end of Section 1 of the printed
bill the following:

"Provided, that no application can
be considered by the Commissioners'
Court unless the applicant makes
affidavit that he has no means of
support and that he is not physically
able to support himself, and that he
has no relatives who are willing and
able to furnish him means of sup-

port; provided further, that the
Commissioners' Court may, at their
discretion, allow the maximum
amount under this bill, or any pro-
portional part of the maximum
amount, depending upon the needs
of the applicant; provided, further,
that the Commissioners' Court may
cease payment at any time within
their discretion;" and make the
caption to conform therewith.

PARRISH.

Read and adopted.

Senator Purl sent up the following
amendments:

Amend S. B. No. 173 by striking
out 5 (five) years in county and in-
sert in lieu thereof 10.

PURL.

Read and adopted.

Add the following: Every appli-
cant must also show the court by
satisfactory evidence that said appli-
cant is an American citizen.

PURL.

The amendment was read.

Senator Holbrook moved to table
the amendment.

Adjournment.

On motion of Senator Greer, the
Senate, at 12:20 o'clock p. m., ad-
journed until 10:00 o'clock tomorrow
morning.

APPENDIX.

Petitions and Memorials.

House of Representatives,
Clerk's Office, Washington, D. C.

I Wm. Tyler Page, Clerk of the
House of Representatives of the
United States, hereby certify, pur-
suant to Section 22, Subdivision (B),
of the Act of the Congress of the
United States of America entitled
"An Act to provide for the fifteenth
and subsequent Decennial Censuses
and to provide for apportionment of
Representatives in Congress." Ap-
proved June 18, 1929, that the State
of Texas shall be entitled in the Sev-
enty-third Congress and in each Con-
gress thereafter until the taking ef-
fect of a reapportionment under said
Act or subsequent Statute, to Twen-
ty-one (21) Representatives in the
House of Representatives of the Con-
gress of the United States.

In Witness Whereof I hereto affix

my name and the seal of the House of Representatives of the United States of America this fourth day of March, Anno Domini 1931, in the City of Washington, District of Columbia.

WM. TYLER PAGE.

Clerk of the House of Representatives of the United States.

To the Senate of the Forty-Second Legislature.

Mrs. J. H. McLean and family gratefully acknowledge the kind expression of your sympathy in their deep sorrow.

Committee on Enrolled Bills.

Committee Room,
Austin, Texas, March 10, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 9 carefully examined and compared, and find same correctly enrolled.

GREER, Chairman.

Committee on Engrossed Bills.

Committee Room,
Austin, Texas, March 11, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 524 carefully examined and compared and find same correctly engrossed.

HARDIN, Chairman.

Committee Room,
Austin, Texas, March 11, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 525 carefully examined and compared and find same correctly engrossed.

HARDIN, Chairman.

Committee Room,
Austin, Texas, March 11, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 110 carefully examined and compared and find same correctly engrossed.

HARDIN, Chairman.

Committee Room,
Austin, Texas, March 11, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 255 carefully examined and compared and find same correctly engrossed.

HARDIN, Chairman.

Committee Room,
Austin, Texas, March 11, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 516 carefully examined and compared and find same correctly engrossed.

HARDIN, Chairman.

Committee Room,
Austin, Texas, March 11, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 199 carefully examined and compared and find same correctly engrossed.

GAINER, Vice-Chairman.

Committee Reports.

Committee Room,
Austin, Texas, March 10, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 57, A bill to be entitled "An Act to regulate the practice of law in Texas, to create the State Bar of Texas, to provide its powers and duties and for the regulation of the conduct of its affairs; to authorize and empower said State Bar to make rules subject to the approval of the Supreme Court for the regulation of the practice of the law in this State, and for the admission to the practice of law in this State, and for the reprimand, suspension or disbarment for cause of such practitioners and for their reinstatement, and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass.

WOODWARD, Chairman.

Committee Room,

Austin, Texas, March 10, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Towns and Corporations, to whom was referred

H. B. No. 615, A bill to be entitled "An Act to empower cities having a population of not less than 27,000 nor more than 28,000 inhabitants as shown by the last Federal Census and operating under a special charter originally granted by the Legislature of the State of Texas and which shall own and operate their light systems or water systems or sewer systems or gas systems or either one or more of said systems to encumber any one or more of said systems, the incomes thereof and everything pertaining thereto or any part thereof, and by the terms of such encumbrance to grant to the purchaser under any sale or foreclosure under such encumbrance a franchise to operate said encumbered system or systems for not over twenty years after such purchase; etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

ONEAL, Chairman.

Committee Room,

Austin, Texas, March 11, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Privileges and Elections, to whom was referred

S. B. No. 426, A bill to be entitled "An Act amending Article 3118 by adding to it Article 3118-A, providing that the County Executive Committee or any political party shall require a bond of the County Chairman or of the Secretary, prescribing the conditions and amount thereof, for the recovery thereon for the paying of the fees therefor, and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass.

HOPKINS, Chairman.

Committee Room,

Austin, Texas, March 11, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Privileges and Elections, to whom was referred

S. B. No. 298, A bill to be entitled "An Act amending Article 2956 by adding thereto another section providing that persons who are feeble, ill and confined in bed or confined to their places of abode by reason of illness, may vote as absentees may vote under Article 2956; providing that persons who are ill, aged or decrepit, and who are unable to walk to the polls, may be driven in any vehicle, wheel chair or other conveyance to such voting place, and any election officer shall authorize such person to vote, and the means and manner thereof; providing exceptions, and for the general enforcement of the provisions hereof; and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass.

HOPKINS, Chairman.

Committee Room,

Austin, Texas, March 10, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Insurance, to whom was referred

H. B. No. 12, A bill to be entitled "An Act to amend Section 33 of Senate Bill 111, Chapter 61 of the 2nd Called Session of the 41st Legislature, providing for the qualifications of directors of building and loan associations; providing the amount share holders must have paid in on their shares of stock before they are eligible to be elected directors; providing the minimum amount required to be eligible shall not be withdrawn or in any manner hypothecated; and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

STEVENSON, Chairman.

Committee Room,

Austin, Texas, March 10, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Pub-

lic Lands and Land Office, to whom was referred

H. B. No. 376, A bill to be entitled "An Act authorizing and directing the Commissioner of the General Land Office of the State of Texas to deed, convey, assign and/or transfer all right, title, and interest of whatsoever class, kind, or character directly or indirectly belonging to the State of Texas in and to that tract of land known as the Melvin Park Site situated at the edge of the town of Melvin, in McCulloch County, Texas, to D. J. Malmstrom, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

PARRISH, Chairman.

Committee Room,

Austin, Texas, March 10, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Public Lands and Land Office, to whom was referred

S. B. No. 55, A bill to be entitled "An Act amending Article 5420 of the Revised Statutes of Texas, 1925, so as to limit the venue of suits instituted by the Attorney General for public lands or for rents for same or damages thereto to the county of the defendant's residence or the county where the land lies; providing that when any public lands are held, occupied, or claimed by any person, association, or corporation adversely to the State, or to any fund, or when lands are forfeited to the State for any cause, the Attorney General shall institute suit therefor, together for rent thereon and for any damages thereto; fixing the venue of such suits and of suits under Article 5519 in the county of the defendant's residence or the county where the land lies; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed because of advance printing.

PARRISH, Chairman.

Committee Room,

Austin, Texas, March 10, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Pub-

lic Lands and Land Office, to whom was referred

S. B. No. 462, A bill to be entitled "An Act authorizing suits to be brought and maintained against persons owning or claiming any interest in lands, in cases (a) when land or any interest therein has been or may hereafter be conveyed by written instrument to any person as trustee and in such conveyance or instrument constituting source of title the names of the persons taking or holding the beneficial or equitable title are not disclosed and are unknown, and (b) when land or an interest therein has been conveyed by written instrument to an association, joint stock company or partnership, and after such conveyance, said association, joint stock company or partnership has been dissolved and the names of the persons owning, acquiring or becoming the owners of the assets and lands of such associations are not disclosed in such conveyance and are unknown; providing how such unknown persons shall be made parties; prescribing the procedure in such cases; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

PARRISH, Chairman.

Committee Room,

Austin, Texas, March 10, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Public Lands and Land Office, to whom was referred

S. B. No. 481, A bill to be entitled "An Act regulating the patenting of lands formerly a part of Oklahoma, but awarded to the State of Texas by the Supreme Court of the United States in the case of The State of Oklahoma vs. The State of Texas, United States of America, Intervenor, which are now situated in Lipscomb, Hemphill, Wheeler, Collingsworth and Childress Counties; providing for the validating of titles thereto, and the means and manner thereof; providing for the keeping of records and the filing of instruments affecting title thereto, and for the admission of the same in evidence; providing for the adoption of rules and regulations by the Land Commissioner and generally for the enforce-

ment hereof; making an appropriation for the purposes hereof; providing the effective date hereof, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

PARRISH Chairman.

Committee Room,

Austin, Texas, March 10, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Public Lands and Land Office, to whom was referred

S. B. No. 494, A bill to be entitled "An Act providing for the sale by the Commissioner of the General Land Office at auction of oil and gas leases on unsold public free school and asylum lands, fresh water lakes, river beds and channels, islands, salt water lakes, bayous, inlets, marshes, reefs, and that part of the Gulf of Mexico within the jurisdiction of Texas; fixing the time, manner and terms of holding such auction sales, and providing distribution of lists of lands and acreage available; prescribing terms, rentals and royalties on oil and gas leases; providing for continuing leases after production secured; prescribing terms and conditions of development of leases; providing for offset wells; authorizing transfers of permits and leases, and relinquishments of same to the State; providing for forfeiture of permits and leases on non-compliance with this Act and setting aside forfeitures; prescribing manner of securing right of way over adjoining lands; providing for retaining one-sixteenth oil and gas interest in all State land hereafter sold; providing for extensions of permits or leases upon unsuccessful development; fixing the terms of outstanding permits and leases; reviving and validating applications and permits of Caddo Lake and other fresh water lakes; fixing the terms of leases based on outstanding petroleum and gas prospect applications, and prescribing rentals and royalties thereon; providing for leases on vacant and unsurveyed lands; providing time elapsing during litigation shall not be counted as part of term of permit or lease; continuing combination benefits on permits previously combined; providing permit or lease owner may

survey his tract and adjust shortage or excess acreage therein; providing for disposition of funds arising from activities under this Act; prescribing effect of unconstitutional, void or inoperative portions of this Act; repealing all laws in conflict with this Act; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

PARRISH, Chairman.

Committee Room,

Austin, Texas, March 10, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Public Lands and Land Office, to whom was referred

S. B. No. 511, A bill to be entitled "An Act authorizing and directing the Commissioner of the General Land Office of the State of Texas to deed, convey, assign and/or transfer all right, title, and interest of whatsoever class, kind, or character directly or indirectly belonging to the State of Texas in and to that tract of land known as the 'Wayside State Park, Wayside, Texas, 120 acres,' situated in the Palo Duro canyon, Armstrong County, in the State of Texas, to H. G. Bowe of Swisher County, Texas, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

PARRISH, Chairman.

FORTY-FIRST DAY.

Senate Chamber,

Austin, Texas,

March 12, 1931.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Edgar E. Witt.

The roll was called, a quorum being present, the following Senators answering to their names:

Beck.	Greer.
Berkeley.	Hardin.
Cousins.	Holbrook.
Cunningham.	Hopkins.
Gainer.	Hornsby.